

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION

OF: AVEN ET AL.

CONFIRMATION No.: 2884

SERIAL No. 09/865,023

GROUP ART UNIT: 1616

FILED: MAY 24, 2001

EXAMINER: S. MARK CLARDY

FOR: ENHANCEMENT OF THE ACTIVITY OF CAROTENOID BIOSYNTHESIS
INHIBITOR HERBICIDES

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231, on:

November 4, 2002

Date of Deposit

Herbert B. Keil

Person Making Deposit

Signature

November 4, 2002

Date of Signature

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

SUPPLEMENTAL

INFORMATION DISCLOSURE STATEMENT

Sir:

This subject Information Disclosure Statement is submitted in connection with applicants' continuing duty of disclosure under 37 C.F.R. §1.56.

LISTING OF RELEVANT DOCUMENTS:

The relevant documents are listed in the attached Form PTO-1449.

REMARKS:

The listed documents (AA), (BA) and (BB) were cited in the International Search Report of the corresponding International application.

Document (AA) inter alia discloses granules which contain 0.1% by weight diflufenican and 81.9% by weight of a sorptive clay. Granules as defined in applicants' new Claim 15, which comprise diflufenican as herbicide and a cyclodextrin, are not disclosed.

Document (BA) relates to synergistic compositions and discloses inter alia granules composed of

- 3 parts by weight of N-(2,4-difluorophenyl)-2-(3-trifluoromethylphenoxy)nicotinamide,
- 0.2 parts by weight of 4-(2,4-dichloro-3-methylbenzoyl)-1,3-dimethyl-5-(p-methyl-phenacyloxy)pyrazole,
- 33 parts by weight bentonite,
- 59.8 parts by weight clay,
- 2 parts by weight Na dodecylbenzenesulfonate, and
- 2 parts Na ligninsulfonate.

The document is therefore of particular interest with regard to applicants' invention.

Document (AD) relates to the phytotoxic persistence and mobility of a number of herbicides in arable soil. Among others, diflufenican is addressed.

In light of applicants' request for continued examination pursuant to 37 C.F.R. §1.114, and the months suspension of proceedings until November 06, 2002, no fee or Certificate of Recent Discovery should be necessary.

Please charge any shortage in fees due in connection with the filing of this paper, including Extension of Time fees to Deposit Account No. 11.0345. Please credit any excess fees to such deposit account.

Respectfully submitted,
KEIL & WEINKAUF

Herbert B. Keil
Reg. No. 18,967

1350 Connecticut Ave, N.W.
Washington, D.C. 20036
(202) 659-0100

Encl.: Form PTO-1449
HBK/BAS